



RE: South Plainfield Draft Consent Decree - Call

Kautsky, Peter (ENRD)

to:

Sanoff, Robert, Sarah Flanagan, Ettinger, Jonathan, Lulu Cheng, Evans, Rachel (ENRD)

05/25/2011 08:56 AM

Cc:

"Ettinger, Jonathan"

Hide Details

From: "Kautsky, Peter (ENRD)" <Peter.Kautsky@usdoj.gov> Sort List...

To: "Sanoff, Robert" <RSS@foleyhoag.com>, Sarah Flanagan/R2/USEPA/US@EPA,

"Ettinger, Jonathan" <JETtinger@foleyhoag.com>, Lulu Cheng/DC/USEPA/US@EPA,

"Evans, Rachel (ENRD)" <Rachel.Evans2@usdoj.gov>,

Cc: "Ettinger, Jonathan" <JETtinger@foleyhoag.com>

History: This message has been replied to.

I am. Rachel is away today. Sarah and Lulu?

From: Sanoff, Robert [<mailto:RSS@foleyhoag.com>]

Sent: Tuesday, May 24, 2011 6:13 PM

To: 'Flanagan.Sarah@epamail.epa.gov'; Kautsky, Peter (ENRD); Ettinger, Jonathan;

'Cheng.Lulu@epamail.epa.gov'; Evans, Rachel (ENRD)

Cc: Ettinger, Jonathan

Subject: RE: South Plainfield Draft Consent Decree - Call

Peter -- Jon and I wanted to talk to you about one central issue in the draft CD you sent -- which is the role of FPE. Any chance you and any one else you want to include might be available for a call sometime tomorrow morning?

Robby

**FOLEY
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Robert Sanoff

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From: Flanagan.Sarah@epamail.epa.gov [<mailto:Flanagan.Sarah@epamail.epa.gov>]

Sent: Tuesday, May 24, 2011 2:34 PM

To: Kautsky, Peter (ENRD); Ettinger, Jonathan; Cheng.Lulu@epamail.epa.gov; Evans, Rachel (ENRD); Sanoff, Robert

Subject: South Plainfield Draft Consent Decree - Call

We can use my conference number as usual.

From: "Kautsky, Peter (ENRD)" <Peter.Kautsky@usdoj.gov>
To: "Sanoff, Robert" <RSS@foleyhoag.com>, "Evans, Rachel (ENRD)" <Rachel.Evans2@usdoj.gov>, "Ettinger, Jonathan" <JEttinger@foleyhoag.com>
Cc: Sarah Flanagan/R2/USEPA/US@EPA, Lulu Cheng/DC/USEPA/US@EPA
Date: 05/24/2011 02:31 PM
Subject: RE: South Plainfield Draft Consent Decree Attached

Works for us. Talk to you then. Peter

From: Sanoff, Robert [<mailto:RSS@foleyhoag.com>]
Sent: Tuesday, May 24, 2011 2:26 PM
To: Evans, Rachel (ENRD); Ettinger, Jonathan
Cc: Kautsky, Peter (ENRD); 'Flanagan.Sarah@epamail.epa.gov'; 'Cheng.Lulu@epamail.epa.gov'
Subject: RE: South Plainfield Draft Consent Decree Attached

Jon is travelling on Tues and Wed next week. How about Thurs, June 2 at 11 am?

FOLEY HOAG_{LLP}

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From: Evans, Rachel (ENRD) [<mailto:Rachel.Evans2@usdoj.gov>]
Sent: Tuesday, May 24, 2011 2:05 PM
To: Sanoff, Robert; Ettinger, Jonathan
Cc: Kautsky, Peter (ENRD); Flanagan.Sarah@epamail.epa.gov; Cheng.Lulu@epamail.epa.gov
Subject: RE: South Plainfield Draft Consent Decree Attached
I will be out Friday, unfortunately. Peter, Sarah and I are all available Tuesday after 2:30, would that work for the two of you?
Rachel

From: Sanoff, Robert [<mailto:RSS@foleyhoag.com>]
Sent: Tuesday, May 24, 2011 1:56 PM
To: Evans, Rachel (ENRD); Ettinger, Jonathan
Cc: Kautsky, Peter (ENRD); 'Flanagan.Sarah@epamail.epa.gov'; 'Cheng.Lulu@epamail.epa.gov'
Subject: RE: South Plainfield Draft Consent Decree Attached

I think it makes sense to postpone for a few days so we can review the draft. How about Friday morning at 10?

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From: Evans, Rachel (ENRD) [<mailto:Rachel.Evans2@usdoj.gov>]
Sent: Tuesday, May 24, 2011 1:51 PM
To: Sanoff, Robert; Ettinger, Jonathan
Cc: Kautsky, Peter (ENRD); Flanagan.Sarah@epamail.epa.gov; Cheng.Lulu@epamail.epa.gov
Subject: South Plainfield Draft Consent Decree Attached

Rob and Jonathan,

Please find attached a draft of the South Plainfield consent decree. You will note that the federal settling agencies are not included at this time although we continue to negotiate with EDS about federal liability at the site.

If you would still like to talk with us as scheduled at 2pm, we are available, but because you will not have been able to review the consent decree at that time, we suggest postponing the call. We would be happy to answer questions about the draft, please propose a date when you feel you will have had enough time to review it.

This draft remains subject to the review and approval of management at DOJ, EPA, NOAA, and DOI.

Best regards,

Rachel Evans and Peter Kautsky

Rachel K. Evans

Trial Attorney
U.S. Department of Justice
Environmental Enforcement Section

Rachel.Evans2@usdoj.gov
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Cc: Peter Kautsky, Sarah Flanagan, Lulu Cheng

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